



4. Despite plaintiff's repeated representations to this Court and to counsel for the garnishees that defendant maintains assets in this district, no such assets have been shown to exist. Plaintiff accordingly has failed to satisfy the requirements of Rule B of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions of the Federal Rules of Civil Procedure because a requirement of Rule B attachments is that the defendant's property be found within the district.

WHEREFORE, CSAG respectfully requests that the Court: (i) vacate the Order of Attachment and Garnishment to CSAG; (ii) award garnishee CSAG its costs, disbursements and attorneys' fees; and (iii) grant such other and further relief as the Court deems just and proper.

Dated: New York, New York  
August 16, 2013

DUVAL & STACHENFELD LLP

By:



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*Attorneys for Garnishee Credit  
Suisse AG*

**VERIFICATION**

STATE OF NEW YORK     )  
  ) ss.:  
COUNTY OF NEW YORK )

Janine Schanfer, being duly sworn, hereby says:

I am a contractor working as a legal assistant at Credit Suisse in New York. I have read the annexed Verified Answer of Garnishee Credit Suisse AG and know the contents thereof, and state that the same is true to the best of my knowledge.

Janine Schanfer

Sworn to before me this  
16 day of August, 2013

Gloria Johnson  
Notary Public

**GLORIA JOHNSON**  
Notary Public, State of New York  
No. 01JO6015595  
Qualified in Bronx County  
Certificate Filed in New York County  
Commission Expires January 9, 2015